



IFW

In re the Application of: **NISHIUCHI, et al.**

Group Art Unit: 1763

Serial No.: 10/615,381

Examiner: **BUEKER, Richard R.**

Filed: **July 9, 2003**

P.T.O. Confirmation No.: 1378

**FOR: SURFACE TREATING PROCESS, SURFACE TREATING APPARATUS,
VAPOR-DEPOSITING MATERIAL, AND RARE EARTH METAL-BASED
PERMANENT MAGNET WITH SURFACE TREATED**

RESPONSE TO THE RESTRICTION REQUIREMENT
DATED MARCH 28, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: April 18, 2005

Sir:

This paper is submitted in response to the Official Action dated **March 28, 2005**.

In the Action, restriction is required between Group (I), Claims 12-15, drawn to an apparatus; and Group (II), Claim 16, drawn to an article.

Applicants hereby elect the subject matter of Group (I), Claims 12-15 for prosecution in this application. This election is made without traverse, it being understood that the applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 USC 120 and 35 USC 121 are retained.

In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340.

In the event any additional fees are required in connection with this response, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

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